

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA	*	CRIMINAL NO.: 09-055
v.	*	SECTION: "C"
GILDA DAVIS	*	

* * *

FACTUAL BASIS

Should this matter have gone to trial, the Government would have proved, through the introduction of competent testimony and admissible tangible exhibits, the following facts, beyond a reasonable doubt, to support the allegations in the Indictment now pending against the defendant, GILDA DAVIS. The defendant has agreed to plead guilty to Count I of the Indictment charging her with Conspiracy to Commit Bank Fraud in violation of Title 18, United States Code, Section 371.

In or around September 2007, GILDA DAVIS was approached by Eddie Matthews ("Matthews") in New Orleans, Louisiana and was asked whether she was interested in making money by cashing altered checks. Matthews drove DAVIS to various banks to cash checks Matthews had altered by "washing" the checks with a paint thinner like substance which was purchased at a Walmart retail outlet. These checks were stolen from residential mail boxes by Matthews and/or by persons known to Matthews. Matthews altered the stolen checks by making the

checks payable to DAVIS. Matthews also altered the stolen checks so as to increase the amount of the check and Matthews forged the account holder's signature. In the memo section of the altered checks Matthews wrote "catering mothers 75' B-day" or "catering Mikes B-Day".

On or about October 12, 2007, and during the course and in furtherance of the conspiracy, GILDA DAVIS fraudulently presented and cashed an altered check in the amount of \$1,200.00 at Regions Bank in Covington, Louisiana, a bank whose deposits were insured by the Federal Deposit Insurance Corporation. DAVIS knew the check to have been fraudulently and falsely altered by Matthews. A video recording showing GILDA DAVIS cashing the altered check at Regions Bank would be offered as evidence at trial.

On or about October 12, 2007, and during the course and in furtherance of the conspiracy, GILDA DAVIS fraudulently presented and cashed an altered check in the amount of \$900.00 at Iberia Bank in River Ridge, Louisiana, a bank whose deposits were insured by the Federal Deposit Insurance Corporation. DAVIS knew the check to have been fraudulently and falsely altered by Matthews. DAVIS presented a Louisiana Identification Card No. 006887408 to the Iberia Bank teller when she presented the altered check. U.S. Postal Inspectors confirmed that Louisiana Identification Card No. 006887408 was issued to GILDA DAVIS. A video recording showing GILDA DAVIS cashing the altered check at Iberia Bank would be offered as evidence at trial.

Both the Government and the defendant, GILDA DAVIS, do hereby stipulate and agree the above facts set forth a sufficient factual basis for the crime to which the defendant is pleading guilty and that the government would have proven these facts beyond a reasonable doubt at trial.

JULIA K. EVANS (D.C. BAR # 435461) (DATE)
ASSISTANT UNITED STATES ATTORNEY

DEFENDANT GILDA DAVIS (DATE)

MARTIN E. REGAN, JR. ESQUIRE (DATE)
COUNSEL FOR GILDA DAVIS
LA. BAR ROLL NO. _____